



In Re Application of: Yukio KATO et al.  
 Application No.: 10/049,957  
 Filed: February 19, 2002  
 For: CHONDROGENESIS PROMOTERS

Art Unit: 1647  
 Examiner: JON MCCLELLAND LOCKARD  
 Washington, D.C.  
 Atty.'s Docket: KATO=21  
 Date: December 28, 2004  
**Confirmation No. 8967**

**THE COMMISSIONER OF PATENTS**  
 2011 South Clark Place, Mail Stop Amendment  
 Crystal Plaza Two, Lobby, Room 1B03  
 Arlington, VA 22202

Sir:

Transmitted herewith is a [XX] REPLY: AMENDMENT AND REMARKS in the above-identified application.

- [ ] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.  
 [ ] No additional fee is required.  
 [XX] The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA EQUALS
TOTAL	* 26	MINUS	** 24	2
INDEP.	* 8	MINUS	*** 6	2
<b>FIRST PRESENTATION OF MULTIPLE DEP. CLAIM</b>				

ADDITIONAL FEE TOTAL

SMALL ENTITY		OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
x 25	\$	x 50	\$ 100.00
x 100	\$	x 200	\$ 400.00
+ 180	\$	+ 360	\$
ADDITIONAL FEE TOTAL		OR	TOTAL \$ 500.00

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
  - \*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
  - \*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.
- The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

- [XX] Conditional Petition for Extension of Time  
 If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- [XX] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

**Small Entity**

**Response Filed Within**

- [ ] First - \$ 60.00  
 [ ] Second - \$ 225.00  
 [ ] Third - \$ 510.00  
 [ ] Fourth - \$ 795.00

**Month After Time Period Set**

[ ] Less fees (\$ \_\_\_\_\_) already paid for \_\_\_\_ month(s) extension of time on \_\_\_\_\_.

**Other Than Small Entity**

**Response Filed Within**

- [ ] First - \$ 120.00  
 [ ] Second - \$ 450.00  
 [XX] Third - \$ 1020.00  
 [ ] Fourth - \$ 1590.00

**Month After Time Period Set**

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ \_\_\_\_\_.

[XX] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ 1520.00.

[ ] A check in the amount of \$ \_\_\_\_\_ is attached (check no. ).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

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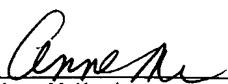
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